

10/20/2008

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**AMENDMENT TRANSMITTAL LETTER**Docket No.
CDPC-P01-003Application No.
10/727,118Filing Date
December 2, 2003Examiner
P. B. NguyenArt Unit
2616

Applicant(s): Jeffrey J. Fitzgerald

Invention: ETHERNET NETWORK AVAILABILITY

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	19	- 20 =	0	x 25.00	0.00
Independent Claims	3	- 3 =	0	x 105.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☐ Large Entity☒ Small Entity☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

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☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Tushar Parlikar
Attorney/Agent Reg. No.: 61,715

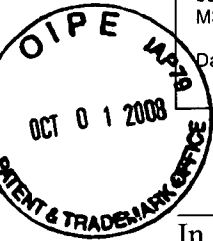
Dated: September 29, 2008

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: September 29, 2008Signature: [Signature]

(Use Ann Ruggeri)



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Dated: September 29, 2008

Signature: (Lisa Ann Ruggeri)

Docket No.: CDPC-P01-003
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jeffrey J. Fitzgerald

Application No.: 10/727,118

Confirmation No.: 4402

Filed: December 2, 2003

Art Unit: 2616

For: ETHERNET NETWORK AVAILABILITY

Examiner: P. B. Nguyen

DO NOT ENTER: /PN/

10/20/2008

AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. 1.116

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated July 29, 2008, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.